

<b>Interview Summary</b>	Application No.	Applicant(s)
	10/798,779	FILIPPI, DAVID G.
	Examiner Christine T. Cajilig	Art Unit 3637

All participants (applicant, applicant's representative, PTO personnel):

(1) Christine T. Cajilig.

(3) Alexander Raring.

(2) Michael Safavi.

(4) Timothy Staub.

Date of Interview: 23 April 2007.

Type: a) Telephonic b) Video Conference  
c) Personal [copy given to: 1) applicant 2) applicant's representative]

Exhibit shown or demonstration conducted: d) Yes e) No.

If Yes, brief description: Models/prototypes of the new product and existing products were presented for comparison and clarification purposes.

Claim(s) discussed: 42 and 63.

Identification of prior art discussed: Stevens and Doussot et al.

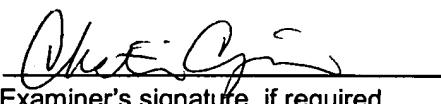
Agreement with respect to the claims f) was reached. g) was not reached. h) N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant proposed adding language to the claims to define function. The Examiner suggested defining the clip in terms of elements that constitute the clip and to further define physical distinguishable characteristics thereof, which may include material of the clip. Applicant further proposed recitation of negative limitations, such as "without fasteners." Though, the Examiner did not discount any such negative limitations Examiner did express that positive limitations would better serve to define over the prior art. Nonetheless, further search and consideration would need to be given for any amended language in the claims. Mr. Raring did hint at Applicant's submitting an affidavit asserting commercial success of the claimed gutter clip which affidavit/declaration would be considered upon filing.